

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF NEW YORK

MAXIMO DOE,

Petitioner,

-v-

9:13-CV-0921
(DNH/DEP)

ADA PEREZ,

Respondent.

APPEARANCES:

OF COUNSEL:

MAXIMO DOE
Petitioner, Pro Se
10-A-3480
Downstate Correctional Facility
Box F
Fishkill, NY 12524

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Attorney for Respondent
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HANNAH S. LONG, ESQ.
PAUL B. LYONS, ESQ.
Ass't Attorneys General

DAVID N. HURD
United States District Judge

DECISION and ORDER

Pro se petitioner Maximo Doe brought this petition for a writ of habeas corpus pursuant to 28 U.S.C. § 2254. On October 30, 2015, the Honorable David E. Peebles, United States Magistrate Judge, advised, by Report-Recommendation, that the petition be denied. Neither petitioner nor respondent timely filed objections to the Report-Recommendation.

Based upon a de novo review of the Report-Recommendation, the Report-Recommendation is adopted in whole. See 28 U.S.C. § 636(b)(1); Rule 10, Rules Governing Section 2254 Cases.

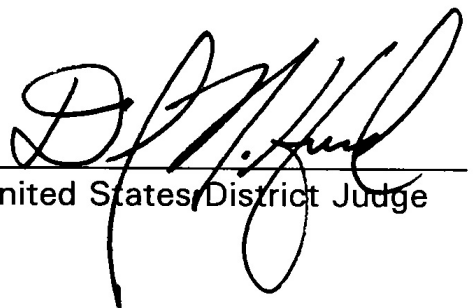
Therefore, it is

ORDERED that

1. The petition for a writ of habeas corpus is **DENIED** and **DISMISSED**; and
2. The Clerk is directed to close the file.

Because petitioner has not made a substantial showing of the denial of any constitutional right, a certificate of appealability will not issue. See 28 U.S.C. § 2253.

IT IS SO ORDERED.


United States District Judge

Dated: November 23, 2015
Utica, New York.